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| 1 DDV 1 C 1 TO 1 |                 |                      | FIRST NAMED INVENTOR    |                  |  |
|------------------|-----------------|----------------------|-------------------------|------------------|--|
| APPLICATION NO.  | FILING DATE     | FIRST NAMED INVENTOR |                         |                  |  |
| 09/961,193       | 09/20/2001      |                      | ATTORNEY DOCKET NO.     | CONFIRMATION NO. |  |
|                  | 03/20/2001      | Bulent M. Basol      | 042496 0269244          | 4599             |  |
|                  | 90 03/26/2003   | •                    |                         |                  |  |
| PILLSBURY        | Y WINTHROP, LLP |                      |                         |                  |  |
| P.O. BOX 1050    | 0               |                      | EXAMINER WONG, EDNA     |                  |  |
| MCLEAN, VA       | 22102           |                      |                         |                  |  |
|                  |                 |                      | ART UNIT                | PAPER NUMBER     |  |
|                  |                 |                      | 1753                    | 1                |  |
|                  |                 |                      | DATE MAILED: 03/26/2003 | 8                |  |

Please find below and/or attached an Office communication concerning this application or proceeding.

| ٠,  |   | Application No.               | Applicant(s)                                     |  |  |  |  |
|---|---|-------------------------------|--|--|--|--|--|
|   | Office Action Summary   | 09/961,193                    | BASOL, BULENT M.                                 |  |  |  |  |
| -   | emee Notion Summary   | Examiner                      | Art Unit   |  |  |  |  |
|   | The MAILING DATE of this communication  | Edna Wong                     | 1753   |  |  |  |  |
|   | The MAILING DATE of this communication appears on the cover sheet with the correspondence address   |                               |  |  |  |  |  |
|   | A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM  THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.  If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.  If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.  Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).  Pariod of this communication, even if timely filed, may reduce any status. |                               |  |  |  |  |  |
|   | 1) Responsive to communication(s) filed on  |                               |  |  |  |  |  |
|   |   | – ·<br>s action is non-final. |  |  |  |  |  |
|   | 3) Since this application is in condition for allowar closed in accordance with the practice under E Disposition of Claims  | ice except for formal matters | osecution as to the merits is<br>53 O.G. 213.    |  |  |  |  |
|   | 4)⊠ Claim(s) <u>1-72</u> is/are pending in the application.   |                               |  |  |  |  |  |
|   | 4a) Of the above claim(s) is/are withdrawn from consideration.  |                               |  |  |  |  |  |
|   | 5) Claim(s) is/are allowed.   |                               |  |  |  |  |  |
|   | 6) Claim(s) is/are rejected.  |                               |  |  |  |  |  |
|   | 7) Claim(s) is/are objected to.   |                               |  |  |  |  |  |
|   | 8) Claim(s) 1-72 are subject to restriction and/or election requirement.  |                               |  |  |  |  |  |
|   | Application Papers  |                               |  |  |  |  |  |
|   | 9)☐ The specification is objected to by the Examiner.   |                               |  |  |  |  |  |
|   | 10) ☐ The drawing(s) filed on is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  |                               |  |  |  |  |  |
|   | Applicant may not request that any objection to the drawing(s) be held in abevance. See 37 CFR 1.85(a)  |                               |  |  |  |  |  |
|   | is: a) approved b) disapproved by the Examiner.   |                               |  |  |  |  |  |
|   | If approved, corrected drawings are required in reply to this Office action.  |                               |  |  |  |  |  |
| 12) The oath or declaration is objected to by the Examiner.   |   |                               |  |  |  |  |  |
| Priority under 35 U.S.C. §§ 119 and 120   |   |                               |  |  |  |  |  |
|   | 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).   |                               |  |  |  |  |  |
|   | a)∐ All b)∏ Some * c)∏ None of:   |                               |  |  |  |  |  |
|   | 1. Certified copies of the priority documents have been received.   |                               |  |  |  |  |  |
|   | 2. ☐ Certified copies of the priority documents have been received in Application No.   |                               |  |  |  |  |  |
|   | 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  * See the attached detailed Office action for a list of the certified copies not received.   |                               |  |  |  |  |  |
|   | 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  |                               |  |  |  |  |  |
| a) The translation of the foreign language provisional application has been received.  15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121. |   |                               |  |  |  |  |  |
| Attachment(s)   |   |                               |  |  |  |  |  |
| 2)<br>3)  | Information Disclosure Statement(s) (PTO-1449) Paper No(s)  | E)   Nation of the con-       | TO-413) Paper No(s)<br>ent Application (PTO-152) |  |  |  |  |
| U.S. T  | Patent and Trademark Office 0-326 (Rev. 04-01) Office Action  | Summary                       | Part of Paper No. 8                              |  |  |  |  |

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## Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- Claims 1-33, drawn to a method of plating a conductive top surface of a workpiece, classified in class 205, subclass 210.
- II. Claims 34-48 and 52-64, drawn to an apparatus for plating a conductive top surface of a workpiece using an electrolyte and a method of making a plating apparatus, classified in class 204, subclass 242.
- III. Claims **49-51**, drawn to a portion of a semiconductor structure, classified in class 428, subclass 63.
- IV. Claims 65-72, drawn to a method of plating a conductive top surface of a workpiece, classified in class 205, subclass 117.

The inventions are distinct, each from the other because of the following reasons: Inventions I, IV and II are related as process and apparatus for its practice. The inventions are distinct if it can be shown that either: (1) the process as claimed can be practiced by another materially different apparatus or by hand, or (2) the apparatus as claimed can be used to practice another and materially different process. (MPEP § 806.05(e)). In this case the apparatus as claimed can be used to practice another and materially different process such as a process of electro-etching the conductive top surface of a workpiece.

Inventions I, IV and III are related as process of making and product made. The

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inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case the product as claimed can be made by another and materially different process such as a masking process.

Inventions I and IV are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different inventions have different modes of operation, different functions, or different effects.

Group I is directed to a method requiring the steps of using a workpiece-surface-influencing device to make physical contact with the top portion and establishing relative movement with the workpiece to change at least the first portion of the additive absorbed onto the top portion and moving the workpiece-surface-influencing device away from the workpiece surface so that physical contact between the workpiece-surface-influencing device and the workpiece no longer occurs.

Group IV is directed to a method requiring the steps of using a workpiecesurface-influencing device having a flatsweeping surface that has a surface area that is substantially less than the surface area of the top surface of the workpiece to make physical contact with the top portion and establishing relative movement with the Application/Control Number: 09/961,193

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workpiece to change at least the first portion of the additive absorbed onto the top portion.

The methods recited above contain steps that are methodically different from each other and are not required for each of the Groups. It would be a burden on the Examiner to search for the <u>specifics</u> for each Group when they are not even required for each Group.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Edna Wong whose telephone number is (703) 308-3818. The examiner can normally be reached on Mon-Fri 7:30 am to 5:00 pm, alt.

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Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nam Nguyen can be reached on (703) 308-3322. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9310 for regular communications and (703) 873-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1495.

Edna Wong
Primary Examiner
Art Unit 1753

EW March 21, 2003